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August 18, 2006

**TO: Examiner Borgeest****GROUP: 1649****FAX NUMBER: 571-273-8300****ATTORNEY DOCKET NO.: PTQ-0027****SERIAL NO.: 09/115,589****FILED: July 15, 1998****NUMBER OF PAGES: 22****MESSAGE:** Attached please find Amendment Transmittal Letter; Reply under 37 C.F.R. 1.116 mailed June 19, 2006; and Certificate of Transmission by Facsimile.**Kathleen A. Tyrrell, Registration No. 38,350****URGENT! PLEASE DELIVER IMMEDIATELY UPON RECEIPT. THANK YOU!**

\* \* \* \* \*

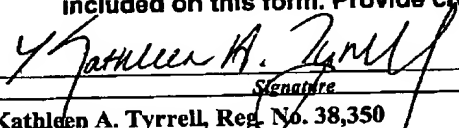
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AUG 18 2006

<b>AMENDMENT TRANSMITTAL LETTER (Small Entity)</b>					Docket No. PTQ-0027	
Applicant(s): Van Eyk et al.						
Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.	
09/115,589	July 15, 1998	Borgeest, Christina M.	26259	1649	1553	
Invention: Methods of Diagnosing Muscle Damage						
<b>COMMISSIONER FOR PATENTS:</b>						
Transmitted herewith is an amendment in the above-identified application.						
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27						
The fee has been calculated and is transmitted as shown below.						
<b>CLAIMS AS AMENDED</b>						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	17 -	42 =	0	x \$25.00	\$0.00	
INDEP. CLAIMS	2 -	4 =	0	x \$100.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-1619 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
 Kathleen A. Tyrrell, Reg. No. 38,350			Dated: August 18, 2006  I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on _____ (Date)  _____ Signature of Person Mailing Correspondence  _____ Typed or Printed Name of Person Mailing Correspondence			
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P11SMALL/REV10

RESPONSE UNDER 37 C.F.R. 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1649

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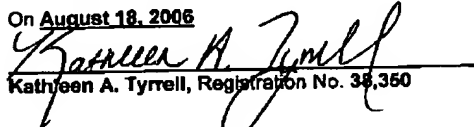
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: PTQ-0027  
Inventors: Van Eyk et al.  
Serial No.: 09/115,589  
Filing Date: July 15, 1998  
Examiner: Borgeest, Christina M.  
Customer No.: 26259  
Group Art Unit: 1649  
Confirmation No.: 1553  
Title: Methods of Diagnosing Muscle Damage

Certificate of Facsimile Transmission

I hereby certify that this document is being facsimile  
transmitted to the Patent and Trademark Office on  
the date shown below.

On August 18, 2006

  
Kathleen A. Tyrrell, Registration No. 38,350

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Reply under 37 C.F.R. 1.116

This is a reply to the Final Rejection mailed June 19,  
2006 setting a three (3) month statutory period for  
response. Please enter the following amendments and remarks  
into the record.

Attorney Docket No.: PTQ-0027  
Inventors: Van Eyk et al.  
Serial No.: 09/115,589  
Filing Date: July 15, 1998  
Page 2

**Amendments to the Specification** begin at page 3.

**Amendments to the claims** are reflected in the listing  
of claims which begins on page 5 of this paper.

**Remarks/Arguments** begin on page 13.